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FUNC-0017-CO1

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of: CAROL CARTER, ET AL.) Confirmation No: 6642
Application No.: 10/666,997) Group Art Unit: 1648
Appeal No: 2010-009495)
Filed: SEPTEMBER 18, 2003) Examiner: HUMPHREY, LOUISE
For: TSG101 AS INHIBITOR OF HIV PRODUCTION

Mail Stop Board of Patent Appeals and Interferences
Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

REQUEST TO RESCHEDULE HEARING

Sir:

Applicants, through undersigned counsel, hereby request to Reschedule the currently scheduled Hearing before the Board of Patent Appeals and Interferences on Thursday, November 10, 2011 at 1:00 p.m., that Applicants received in the Notice of Hearing issued October 20, 2011 in the above-referenced matter.

The reason for the request to reschedule, is that undersigned counsel, counsel for Applicants, has a scheduling conflict. Undersigned counsel is lead counsel for the University of South Florida Board of Trustees which has recently intervened in Civil Action No: 2:10-cv-6908-TJS currently pending in the United States District Court for the Eastern District of Pennsylvania (ALA v. Avid et al v USF). A critical deposition in that case has been scheduled,

pursuant to Letters Rogatory, for November 9-10, 2011 in London, England. The deposition, given the Letters Rogatory and the number of parties involved, cannot be rescheduled.

Undersigned counsel's presence in London for the deposition is mandatory. Accordingly, it is respectfully requested that the date for Oral Hearing in the above-captioned matter either be advanced to no later than November 8, 2011, or be scheduled after November 11, 2011.

This Request is being submitted via facsimile to the Board of Patent Appeals and Interferences Hearing Fax Line (571) 273-0299, pursuant to the instructions provided by Eleanor Cook, Clerk of the Board of Patent Appeals and Interferences on October 27, 2011.

Date: October 27, 2011

Respectfully submitted,

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October 27, 2011

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Phone:	571-272-9797	Date:	10/27/2011
Re:	Request to Reschedule Hearing	CC:	
Our Ref:	FUNC-0017-CO1	Your Ref:	APPEAL NO: 2010-009495 10/666,997

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